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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number	10539505
Filing Date	2003-12-16
First Named Inventor	Rosenberg, et al.
Art Unit	1621
Examiner Name	Jennifer Y. Cho
Attorney Docket Number	065379-0053

U.S. PATENTS

Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
IJC/	1	5179097		1993-01-12	Angres, Isaac	
IJC/	2	4160020		1979-07-03	Alza Corporation	
IJC/	3	4340585		1982-07-20	Alfa Farmaceutici, S.p.A.	
IJC/	4	4233298		1980-11-11	Orchimed S.A.	
IJC/	5	4800079		1989-01-24	Boyer, Jean-Francois	
IJC/	6	6284803		2001-09-04	BASF Aktiengesellschaft	
IJC/	7	4859703		1989-08-22	Warner-Lambert Company	
IJC/	8	4372954		1983-02-08	Moreau, Pierre et al.	

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/JC/	9	4235898		1980-11-25	Orchimed S.A.	
/JC/	10	4179515		1979-12-18	Orchimed S.A.	
/JC/	11	4072705		1978-02-07	Orchimed S.A.	
/JC/	12	4058552		1977-11-15	Orchimed S.A.	
/JC/	13	3914286		1975-10-21	Orchimed S.A.	
/JC/	14	3907792		1975-09-23	Mieville	
/JC/	15	4895728		1990-01-23	Fournier Innovation et Synergie	
/JC/	16	6074670		2000-08-13	Laboratoires Fournier, S.A.	
/JC/	17	6277405		2001-08-21	Laboratoires Fournier, S.A.	
/JC/	18	5286497		1994-02-15	Carderm Capital L.P.	
/JC/	19	5737320		1998-04-07	Excel Switching Corporation	

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/JC/	20	4088864		1978-05-09	Alza Corporation	
/JC/	21	4200098		1980-04-29	Alza Corporation	
/JC/	22	5573776		1996-11-12	Alza Corporation	
/JC/	23	3173876		1985-03-16	Zobrist	
/JC/	24	3276586		1966-10-04	Rosaen Filter Company	
/JC/	25	3541005		1970-11-17	Amicon Corporation	
/JC/	26	3541008		1970-11-17	Amicon Corporation	
/JC/	27	3546142		1970-12-08	Amicon Corporation	
/JC/	28	3133132		1984-03-12	The Regents of the University of California	
/JC/	29	3845770		1974-11-05	Alza Corporation	
/JC/	30	3916899		1974-11-04	Alza Corporation	

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/JC/	31	2799241		1957-07-18	Wisconsin Alumni Research Foundation	
/JC/	32	4803081		1989-02-07	Aktiebolaget Hassle	
/JC/	33	4574080		1988-03-04	A/S Alfred Benzon	
/JC/	34	6514531		2003-02-04	Sanofi-Synthelabo	

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U.S. PATENT APPLICATION PUBLICATIONS

Examiner Initial*	Cite No	Publication Number	Kind Code ¹	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
/JC/	1	20010006862		2001-07-05	Krill, Steven et al.	
/JC/	2	20030077297	A1	2003-04-24	Chen, Feng-Jing, et al.	
/JC/	3	20050008704		2005-01-13	Ray, et al.	
/JC/	4	20050101561		2005-05-12	Tunac, et al.	
/JC/	5	20050148594		2005-07-07	Cink, et al.	

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/JC/	6	20040013697		2004-01-22	Berndl, et al.	
/JC/	7	20050008704		2005-01-13	Ray, et al.	
/JC/	8	20030086978		2003-05-08	Hayes, et al.	

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FOREIGN PATENT DOCUMENTS

Examiner Initial*	Cite No	Foreign Document Number ³	Country Code ²	Kind Code ⁴	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	T ⁵
/JC/	1	474039	ES		1979-05-01			<input type="checkbox"/>
/JC/	2	2494112	FR		1982-05-21	Laruelle, Claude		<input type="checkbox"/>
/JC/	3	0173293	EP	B1	1991-10-30	Merrell Dow Pharmaceuticals Inc.		<input type="checkbox"/>
/JC/	4	01/03693	WO	A1	2001-01-18	Laboratoires Des Produits Ethiques Ethypharm		<input type="checkbox"/>
/JC/	5	02/11699	WO	A1	2002-02-14	IMPAX Laboratories, Inc.		<input type="checkbox"/>
/JC/	6	2004/054568	WO	A1	2001-07-01	Abbott GMBH & Co. Kg		<input type="checkbox"/>

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/JC/	7	1415295	GB		1975-11-28	Mieville, Andre	<input type="checkbox"/>
/JC/	8	1570488	GB		1980-07-02	Brisson, Henri, et al.	<input type="checkbox"/>
/JC/	9	98/05331	WO		1998-02-12	Ligand Pharmaceuticals Incorporated	<input type="checkbox"/>
/JC/	10	2004028506	WO		2004-04-08		<input type="checkbox"/>

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NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶
/JC/	1	International Conference on Harmonisation; Guideline for the Photostability Testing of New Drug substances and Products; Availability, Federal Register, Part II, Department of Health and Human Services, May 18, 1997, 27115-22, Vol. 62, No. 95	<input type="checkbox"/>
/JC/	2	Photochemical Reactions, Solid-State Chemistry of Drugs, 2nd edition, 1999, 391-416, SSCI, Inc., West Lafayette, Indiana	<input type="checkbox"/>
/JC/	3	Optical Microscopy, USP, 2002, 2040-2042, Vol. 25, Chapter 776, published by the United States Pharmacopeia	<input type="checkbox"/>
/JC/	4	ALBINI, A., et al. Photochemistry of Drugs: An Overview and Practical Problems, Drugs Photochemistry and Photostability, 1998, 1-73, The Royal Society of Chemistry	<input type="checkbox"/>
/JC/	5	TONNESEN, H. et al., Photoreactivity of biologically active compounds. XIII. Photostability of mefloquine hydrochloride in the solid state., Drug Stability, 249-253, Vol. 1, No. 4	<input type="checkbox"/>

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/JC/	6	PRICE, S.L. et al., The computational prediction of pharmaceutical crystal structures and polymorphism, Advanced Drug Delivery Reviews, 2004, 301-319, Vol. 58	<input type="checkbox"/>
/JC/	7	NORD, K. et al., Photoreactivity of biologically active compounds. XII. Photostability of polymorphic modifications of chloroquine diphosphate, Drug Stability 1997, 243-248, Vol. 1, No. 4	<input type="checkbox"/>
/JC/	8	MATSUDA, Y. et al., Pharmaceutical evaluation of carbamazepine modifications: comparative study for photostability of carbamazepine polymorphs by using Fourier-transformed reflection-absorption infrared spectroscopy and colorimetric measurement, J. Pharm. Pharmacol., 194, 162-167, Vol. 48	<input type="checkbox"/>
/JC/	8	MATSUDA, Y. et al., Physicochemical characterization of furosemide modifications, International Journal of Pharmaceutics 1990, 11-28, Vol. 60	<input type="checkbox"/>
/JC/	10	LIU, X et al., Inclusion of acitretin into cyclodextrins: phase solubility, photostability, and physicochemical characterization, Journal of Pharmaceutical Sciences, 2003, 2449-2457, Vol. 92, No. 12	<input type="checkbox"/>
/JC/	11	HARRIS, K.D. et al., Probing polymorphism and reactivity in the organic solid state using ¹³ C NMR spectroscopy: studies of p-formyl-trans-cinnamic acid, Journal of Solid State Chemistry, 1991, 197-205, Vol. 93	<input type="checkbox"/>
/JC/	12	EL-SHAFEI, A. et al., Semi-empirical molecular orbital methods in the design of organic colorants, AATCC Review, 2001, 23-28, Vol. 1, NO. 12	<input type="checkbox"/>
/JC/	13	GREENHILL, J.V., Is the photodecomposition of drugs predictable?, Photostability of Drugs and Drug Formulations, [International Meeting on Photostability of drugs], 1st, Oslo, June 1995 (1998), Meeting Date 1995, 83-110, Publisher: Taylor & Francis, London, UK	<input type="checkbox"/>
/JC/	14	COHEN, M.D. et al., IIE. Influence of crystal structure on reactivity; Structure-Sensitive reactions of organic crystals, Proc. Intern. Symp. Reactivity Solids, 4th Amsterdam, 1981, 556-562,	<input type="checkbox"/>
/JC/	15	NAKANISHI F. et al., Preparation of p-phenylenediacrylic acid salts and their photoreaction in the solid state, Kenkyu Hokoku-Sen'i Kobunshi Zairyo Kenkyusho, 1982, 39-43, Vol. 133	<input type="checkbox"/>
/JC/	16	ALBINI, A. et al., Photochemistry of Drugs, Handbook of Photochemistry and Photobiology, 2003, 147-193, American Scientific Publishers, Stevenson Ranch, California	<input type="checkbox"/>

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/JC/	17	BOSCA, F. et al., A Laser flash photolysis study on fenofibric acid, Photochemistry and Photobiology, 1999, 853-857, Vol. 70, No. 6	<input type="checkbox"/>
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